

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1064 of 1986

WITH

SPECIAL CIVIL APPLICATION No.4469 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE R.A.MEHTA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? No
2. To be referred to the Reporter or not? No
3. Whether Their Lordships wish to see the fair copy of the judgement? No
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? No
5. Whether it is to be circulated to the Civil Judge? No

GUJARAT LAW SOCIETY

Versus

STATE OF GUJARAT

Appearance:

Spl.Civil Application No.1064 of 1986:

MR SI NANAVATI for Petitioners
M/S MG DOSHIT & CO for Respondent No. 1
MR SN SHELAT for Respondent No. 3
MR RD PATHAK for Respondent No. 4

Spl.Civil Application No.4469 of 1997:

Mr.R.D.Pathak for the petitioner
Mrs.V.K.Parekh for Respdt.1,2,6,7
Mr.Anjaria for Mr.DSNanavati for respdt.3
No one appears for respdt.4 despite service.

CORAM : MR.JUSTICE R.A.MEHTA

Date of decision: 17/01/98

ORAL JUDGEMENT

1. Both these petitions are in respect of the same employee Jayaben J.Thakore of B.D.Arts College. In the first petition, the petitioner- College and Society prayed that the grant be paid for the salary payable to Jayaben Thakore for her services from January to June

1986 on the ground that grant would be admissible till the date of retirement and the date of retirement would stand extended till the end of the academic term if the year of retirement expires in mid-term.

2. In the second petition, the retirement benefits were claimed on that basis. In both these petitions by way of interim relief, after hearing the other side, payments have been released.

3. By Government Resolution dated 31st December 1986, the Government has also accepted the principle of the date of superannuation to be extended to the expiry of term during which the retirement age is reached. In that view of the matter, now both these petitions do not survive. Hence rule discharged.No costs.
